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7 Attorneys for Defendant
8 Simon Yuan

9 UNITED STATES DISTRICT COURT
10 NORTHERN DISTRICT OF CALIFORNIA
11 SAN JOSE DIVISION

11 UNITED STATES OF AMERICA,
12
13 Plaintiff,
14 v.
15 SIMON S. YUAN,
16 Defendant.

Case No. CR-07-0338-JF

**STIPULATION AND ~~PROPOSED~~
ORDER RE-SCHEDULING
SENTENCING HEARING**

17 IT IS HEREBY STIPULATED between the parties that the defendant's sentencing hearing,
18 currently scheduled for Wednesday, December 5, 2007 at 9:00 a.m. shall be vacated, and subject to
19 the approval of the Court, a new sentencing hearing date of Wednesday, January 9, 2008 at 9:00 a.m.
20 shall be set.

21 It is so stipulated.

22 Dated: November 19, 2007

Respectfully submitted,

23 BAKER & MCKENZIE LLP

24
25 By: /s/

26 Scott H. Frewing
27 Attorneys for Simon Yuan
28

1 Dated: November 19, 2007

2
3 By: /s/
Cynthia Stier
Assistant U.S. Attorney

4
5 Pursuant to General Order No. 45, Section X(B), Scott H. Frewing hereby attests that the
6 signatory's concurrence in the filing of this document has been obtained.

7
8 **It is so ORDERED.**

9
10 Dated: 12/3/07

11 By: 
JEREMY FOGEL
UNITED STATES DISTRICT JUDGE